



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Edward B. Zalenski, Dale W. Frank, Michael D. Sorrenti and
Alexander Grinberg

Application No.: 10/750,173

Group: 3733

Filed: December 31, 2003

Examiner: Annette R. Reimers

Confirmation No.: 5023

For: INSERTER INSTRUMENT AND IMPLANT CLIP

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| CERTIFICATE OF MAILING OR TRANSMISSION | |
| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on: | |
| DECEMBER 8, 2005 | <i>Christine A. Budd</i> |
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| Typed or printed name of person signing certificate | |

REPLY TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the Restriction Requirement dated November 10, 2005, the claims of Group I, Claims 1-15 drawn to an implant implantation device, classified in class 606, subclass 93 are elected for prosecution. Applicant reserves the right to file a continuing application or take such other appropriate action as deemed necessary to protect the non-elected inventions. Applicant does not hereby abandon or waive any rights in the non-elected inventions.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

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